

SENATE BILL 783

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2004 Regular Session
4r2899
CF 4r2384

By: **Senators Munson, Brinkley, Colburn, Currie, Della, Forehand,
Giannetti, Hafer, Haines, Harris, Hogan, Hooper, Kittleman,
Klausmeier, and Mooney**

Introduced and read first time: February 13, 2004

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety - Task Force to Study Criminal Offender Monitoring by Global**
3 **Positioning Systems**

4 FOR the purpose of establishing a Task Force to Study Criminal Offender Monitoring
5 by Global Positioning Systems to study how the State can utilize Global
6 Positioning technology to monitor certain individuals who have committed
7 criminal offenses, how law enforcement can benefit from linkage to Global
8 Positioning technology to solve crimes and streamline workload, how such a
9 system could be financed, and admissibility of evidence issues; specifying the
10 membership and duties of the Task Force; requiring the Task Force to make
11 legislative recommendations; requiring that the Governor, to the extent
12 possible, make appointments to the Task Force representing geographically
13 diverse jurisdictions; requiring the Governor to designate the chairman of the
14 Task Force; requiring the Task Force to meet at the times and places that the
15 chairman determines; requiring the Task Force to provide certain reports to the
16 Governor and the General Assembly on or before certain dates; providing for
17 staffing of the Task Force; providing for the termination of this Act; and
18 generally relating to a Task Force to Study Criminal Offender Monitoring by
19 Global Positioning Systems.

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
21 MARYLAND, That:

22 (a) There is a Task Force to Study Criminal Offender Monitoring by Global
23 Positioning Systems.

24 (b) The Task Force shall be composed of:

25 (1) two members of the House of Delegates, appointed by the Speaker of
26 the House;

27 (2) two members of the Senate of Maryland, appointed by the President
28 of the Senate;

1 (3) the Secretary of Juvenile Services, or a designee of the Secretary;

2 (4) the Secretary of Public Safety and Correctional Services, or a
3 designee of the Secretary;

4 (5) the Superintendent of the Maryland State Police, or a designee of the
5 Superintendent;

6 (6) the Director of the Division of Parole and Probation, or a designee of
7 the Director;

8 (7) the Commissioner of the Division of Correction, or a designee of the
9 Commissioner; and

10 (8) the following members appointed by the Governor:

11 (i) one representative of the Maryland Chiefs of Police;

12 (ii) one representative of the Maryland State Sheriff's Association;

13 (iii) one State's attorney;

14 (iv) one member of the judiciary of the State;

15 (v) one representative of the Office of the Public Defender;

16 (vi) one representative of the Maryland Association of Counties;

17 (vii) one representative of a victim's rights organization;

18 (viii) one representative of the Office of Crime Control and
19 Prevention; and

20 (ix) one representative of a domestic violence advocacy program.

21 (c) (1) In appointing members of the Task Force, the Governor shall, to the
22 extent possible, appoint members representing geographically diverse jurisdictions
23 across the State.

24 (2) The Governor shall designate the chairman of the Task Force.

25 (d) A member of the Task Force:

26 (1) may not receive compensation; but

27 (2) is entitled to reimbursement for expenses under the Standard State
28 Travel Regulations as provided in the State budget.

29 (e) The Task Force shall meet at the times and places that the chairman
30 determines.

- 1 (f) The Task Force shall:
- 2 (1) study how Maryland can utilize Global Positioning technology to
3 monitor:
- 4 (i) probationers;
- 5 (ii) parolees;
- 6 (iii) registered sex offenders;
- 7 (iv) drug offenders;
- 8 (v) juvenile offenders; and
- 9 (vi) individuals subject to:
- 10 1. pre-trial supervision;
- 11 2. early release; and
- 12 3. domestic violence restraining orders;
- 13 (2) study how law enforcement can benefit from linkage to Global
14 Positioning technology to solve crimes and streamline workload;
- 15 (3) study how such a system could be financed, including requiring
16 offenders to pay for monitoring;
- 17 (4) study admissibility of evidence issues;
- 18 (5) make legislative recommendations; and
- 19 (6) prepare a report summarizing its findings and recommendations.
- 20 (g) The Task Force shall submit:
- 21 (1) an interim report to the Governor and, subject to § 2-1246 of the
22 State Government Article, the General Assembly on or before December 31, 2004; and
- 23 (2) a final report of its findings and recommendations to the Governor
24 and, subject to § 2-1246 of the State Government Article, the General Assembly on or
25 before December 31, 2005.
- 26 (h) The Department of Public Safety and Correctional Services shall provide
27 staff to the Task Force.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 October 1, 2004. It shall remain effective for a period of 1 year and 3 months and, at
30 the end of December 31, 2005, with no further action required by the General
31 Assembly, this Act shall be abrogated and of no further force and effect.

